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Licensee.

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WHEREAS, Licensee agrees that the matter as reported would be of a nature that would constitute grounds for the discipline of his license to practice nursing in South Dakota under SDCL § 36-9-49; and

WHEREAS, the Licensee agrees that he enters into this Voluntary Surrender Consent Order voluntarily and without duress or compulsion, in full understanding of the legal consequences of this document and his rights; therefore,

IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Voluntary Surrender Consent Order.
2. That on or about October 17, 2017, the Board received a complaint alleging that while employed in a long term care facility from August 6 to October 2, 2017, the Licensee had multiple incidents of poor documentation or lack of documentation related to PRN narcotic medication administration.
3. On or about January 10, 2018, Board staff conducted an informal meeting with the Licensee and his attorney at the Board office in Sioux Falls, South Dakota. Licensee's patient and medication administration charting and other professional practice issues were discussed.
4. The Licensee agrees that he will surrender his South Dakota nursing license at this time. The Licensee, however, does not intend to surrender or forfeit his license to practice nursing in any other states or jurisdictions.
5. The Licensee has been given an opportunity to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice, and is aware of his right to a hearing in this matter, and of his rights under the United States and South Dakota Constitutions, laws, rules and/or regulations. Licensee hereby voluntarily waives all such rights to a hearing, notice, appearance, or any other rights under said Constitutions, laws, rules and/or regulations.

6. Licensee also agrees that the Board's Executive Director or her designee may present this Voluntary Surrender Consent Order to the Board and disclose to the Board all items of her investigation, including, but not limited to, any communications with Licensee.

7. That the Licensee's license to practice nursing in South Dakota shall be surrendered and the Board shall suspend said license for an indefinite period from the date of this Order.

8. Licensee may apply, pursuant to SDCL § 36-9-57, to have his South Dakota license reinstated for good cause shown.

9. Licensee understands that nothing in this Voluntary Surrender Consent Order suggests or implies that the Licensee has an absolute right to reinstatement. If the Licensee requests reinstatement, Licensee has the burden of presenting information showing that Licensee's license should be reinstated.

10. Licensee further recognizes that the terms of any reinstatement, as well as any conditions imposed upon reinstatement, are at the sole discretion of the Board.

11. It is further stipulated and agreed that this Voluntary Surrender Consent Order is being entered into voluntarily by the Licensee and without threats or coercion and is entered into after the Licensee has been given ample opportunity to consider these matters and to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice.

12. Licensee has a full understanding of the legal consequences of this Voluntary Surrender Consent Order and of the Licensee's rights to a formal hearing on these matters, which rights are hereby waived by the signing of this Voluntary Surrender Consent Order.

13. Licensee understands that during the period of this Voluntary Surrender that he is ineligible to work in any nursing role, including that of a nurse aide, nurse assistant, or medication assistant/aide in the State of South Dakota.

14. This action is reportable discipline and will be published in the Board's newsletter and posted on its website and reported into the National Practitioner Data Bank (NPDB) as required by law.

15. That the Board may enter an Order consistent with the terms of this Stipulation.

NOW, THEREFORE, the foregoing Voluntary Surrender Consent Order is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an Order of the Board in the above matter.

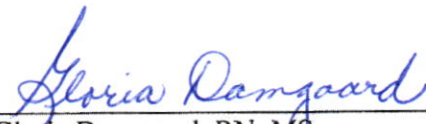
Dated this 13 day of March, 2018.

Donald L. Tanner LPN
Donald L. Tanner, LPN

Voluntary Surrender Consent Order
Licensee: Donald Tanner, LPN

The South Dakota Board of Nursing met on the 8th day of February, 2018, and approved the attached Voluntary Surrender Consent Order as written by a vote of 7-0 and issued its Order as follows:

IT IS HEREBY ORDERED that the above Voluntary Surrender Consent Order is adopted as shown herein by the South Dakota Board of Nursing this 15th day of March, 2018.



Gloria Damgaard, RN, MS
Executive Director
South Dakota Board of Nursing